Registered No.HSE-49/2009-2011. [Price Re. 0-75 Paise.



ఆంధ్ర ప్రదేశ్ రాజ పత్రము

THE ANDHRA PRADESH GAZETTE

PART-VII EXTRAORDINARY

PUBLISHED BY AUTHORITY

No. 21] HYDERABAD, MONDAY, FEBRUARY 14, 2011.

NOTIFICATIONS RELATING TO THE ADMINISTRATION OF PANCHAYAT RAJ

——x——

STATE ELECTION COMMISSION

COMMON DISQUALIFICATION ORDER FOR FAILURE TO LODGE FINAL ACCOUNTS OF ELECTION EXPENSES IN RESPECT OF **SRI/SMT/KUM.(AS MENTIONED IN ANNEXURE TO THIS ORDER)**, A CONTESTED CANDIDATE OF BHEEMUNIPATNAM MUNICIPALITY, VISAKHAPATNAM DISTRICT DURING THE 3rd ORDINARY ELECTIONS HELD IN 2005.

No.541/SEC-F1/2007-1 :-

WHEREAS, the third ordinary elections to Municipal Corporations and Municipalities were conducted in the month of September, 2005 and results were declared on 26-09-2005;

AND WHEREAS, under Section 343-ZC of APM Act, 1965 every candidate at any election held under this Act shall, either by himself, or by his election agent, keep a separate and correct account of all expenditure incurred in connection with the election, between the date of which the candidate concerned has been nominated and the date of declaration of the result of the election, both dates inclusive and the account of election expenses shall contain such particulars, as may by order, specified by the State Election Commission;

AND WHEREAS, the State Election Commission in its order No.633/SEC-F1/2005, dt:03-08-2005 prescribed the procedure and formats in which the accounts of election expenditure shall be kept by the candidates.

AND WHEREAS, under Section 343-ZD of APM Act, 1965 every contesting candidate at an election shall, within forty five days from the date of declaration of results of the election, lodge with the District Election Authority, an account of his election expenses, which shall be a true copy of the account kept by him, or by his election agent, under Section 343-ZC.

AND WHEREAS, the period of 45 days from the date of declaration of results of ordinary elections to Municipalities expired on 09-11-2005;

AND WHEREAS, as per the State Election Commission's Order No.633/SEC-F1/2005, dt.03-08-2005, the Collector & District Election Authority, Visakhapatnam has sent a report vide Lr.Rc.No.4092/2005-H1, dated 10.04.2007, to the State Election Commission that **Sri/Smt/Kum.(As mentioned in Annexure to this order),** a contested candidate of Bheemunipatnam Municipality of Visakhapatnam district has failed to lodge final returns (accounts of election expenses) within the stipulated time of 45 days for taking further necessary action as per the provisions of APM Act, 1965 and Rules issued there under;

AND WHEREAS, under Section 15 B of APM Act, 1965 read with the Commission Order No.633/SEC-F1/2005, dt.03-08-2005 the State Election Commission issued notice vide No.541/SEC-F1/2007-2, dt.19.4.2007 to **Sri/Smt/Kum.(As mentioned in Annexure to this order),** who failed to lodge final accounts of election expenses within the stipulated time and in the manner required under the Act and the rules calling upon him/her to show cause within 20 days from the date of receipt of the notice by way of representation in writing giving detailed reasons for default as to why he/she should not be declared to be ineligible for a period of three years to contest any election to be held for any office under the provisions of APM Act, 1965 for his/her failure;

AND WHEREAS the State Election Commission received a representation/reply from **Sri/Smt/Kum.(As mentioned in Annexure to this order),** a contested candidate of **Ward No.(As mentioned in Annexure to this order)** of Bheemunipatnam Municipality against whom show-cause notice was issued and the same was forwarded to the Collector & DEA, Visakhapatnam for his remarks.

AND WHEREAS, the State Election Commission received a report from the Collector & District Election Authority, Visakhapatnam vide his letter Rc.No.1469/2007/H1, dt.01-11-2010 informing that the show-cause notice was served on **Sri/Smt/Kum.(As mentioned in Annexure to this order),** a contested candidate of **Ward No.(As mentioned in Annexure to this order)** of Bheemunipatnam Municipality and he/she has failed to submit any satisfactory reply in response to the show-cause notice issued to him/her and is liable for disqualification as per the provisions of APM Act, 1965.

AND WHEREAS, Sri/Smt/Kum.(As mentioned in Annexure to this order), a contested candidate of **Ward No.(As mentioned in Annexure to this order)** of Bheemunipatnam Municipality, has thus not furnished any reasonable or satisfactory explanation for his/her failure even after due notice to him/her and the Commission is satisfied that he/she has no good reason or justification for the said failure;

AND WHEREAS, the State Election Commission is satisfied that **Sri/Smt/Kum.(As mentioned in Annexure to this order),** a contested candidate of **Ward No.(As mentioned in Annexure to this order)** of Bheemunipatnam Municipality had contested the third ordinary elections held in 2005 to Bheemunipatnam Municipality and failed to lodge the account of his/her election expenses as required by law;

NOW THEREFORE, in pursuance of Section 15-B of APM Act, 1965 and also the powers conferred under Article 243 V of Constitution of India, the State Election Commission hereby, declares **Sri/Smt/Kum.(As mentioned in Annexure to this order),** a contested candidate of **Ward No.(As mentioned in Annexure to this order)** of Bheemunipatnam Municipality to be ineligible for a period of 3 years from the date of issue of this order to contest any election to be held for any office under the provisions of APM Act, 1965.

ANNEXURE

Sl. No.	Name of the contested (defeated) candidate of Bheemunipatnam Municipality against whom disqualification order issued Sarva Sri/Smt/Kum.	Ward No.
1	Dhana Lakshmi Podugu	15
2	Gudupu Jyothi	15
3	Jerri Venkata Lakshmi	15

COMMON DISQUALIFICATION ORDER FOR FAILURE TO LODGE FINAL ACCOUNTS OF ELECTION EXPENSES IN RESPECT OF SRI/SMT/KUM.(AS MENTIONED IN ANNEXURE TO THIS ORDER), A CONTESTED CANDIDATE OF BHEEMUNIPATNAM MUNICIPALITY, VISAKHAPATNAM DISTRICT DURING THE 3rd ORDINARY ELECTIONS HELD IN 2005.

No.541/SEC-F1/2007-2:-

WHEREAS, the third ordinary elections to Municipal Corporations and Municipalities were conducted in the month of September, 2005 and results were declared on 26-09-2005;

AND WHEREAS, under Section 343-ZC of APM Act, 1965 every candidate at any election held under this Act shall, either by himself, or by his election agent, keep a separate and correct account of all expenditure incurred in connection with the election, between the date of which the candidate concerned has been nominated and the date of declaration of the result of the election, both dates inclusive and the account of election expenses shall contain such particulars, as may by order, specified by the State Election Commission;

AND WHEREAS, the State Election Commission in its order No.633/SEC-F1/2005, dt:03-08-2005 prescribed the procedure and formats in which the accounts of election expenditure shall be kept by the candidates.

AND WHEREAS, under Section 343-ZD of APM Act, 1965 every contesting candidate at an election shall, within forty five days from the date of declaration of results of the election, lodge with the District Election Authority, an account of his election expenses, which shall be a true copy of the account kept by him, or by his election agent, under Section 343-ZC.

AND WHEREAS, the period of 45 days from the date of declaration of results of ordinary elections to Municipalities expired on 09-11-2005;

AND WHEREAS, as per the State Election Commission's Order No.633/SEC-F1/2005, dt.03-08-2005, the Collector & District Election Authority, Visakhapatnam has sent a report vide Lr.Rc.No.4092/2005-H1, dated 10.04.2007, to the State Election Commission that **Sri/Smt/Kum.(As mentioned in Annexure to this order),** a contested candidate of Bheemunipatnam Municipality of Visakhapatnam district has failed to lodge final returns (accounts of election expenses) within the stipulated time of 45 days for taking further necessary action as per the provisions of APM Act, 1965 and Rules issued there under;

AND WHEREAS, under Section 15 B of APM Act, 1965 read with the Commission Order No.633/SEC-F1/2005, dt.03-08-2005 the State Election Commission issued show-cause notice vide No.541/SEC-F1/2007-2, dt.19.4.2007 to **Sri/Smt/Kum.(As mentioned in Annexure to this order),** who failed to lodge final accounts of election expenses within the stipulated time and in the manner required under the Act and the rules calling upon him/her to show cause within 20 days from the date of receipt of the notice by way of representation in writing giving detailed reasons for default as to why he/she should not be declared to be ineligible for a period of three years to contest any election to be held for any office under the provisions of APM Act, 1965 for his/her failure;

AND WHEREAS, the State Election Commission received a report from the Collector & District Election Authority, Visakhapatnam vide his letter Rc.No.1469/2007/H1, dt.01-11-2010 informing that the show-cause notice was served on **Sri/Smt/Kum.(As mentioned in Annexure to this order),** a contested candidate of **Ward No.(As mentioned in Annexure to this order)** of Bheemunipatnam Municipality and he/she has failed to submit any reply/representation for his/her failure in submission of election expenditure as required under Law in response to the show-cause notice issued within 20 days from the date of its receipt by him/her and is liable for disqualification as per the provisions of APM Act, 1965.

AND WHEREAS, Sri/Smt/Kum.(As mentioned in Annexure to this order), a contested candidate of **Ward No.(As mentioned in Annexure to this order)** of Bheemunipatnam Municipality, has thus not furnished any reasonable or satisfactory explanation for his/her failure even after due notice to him/her and the Commission is satisfied that he/she has no good reason or justification for the said failure;

AND WHEREAS, the State Election Commission is satisfied that **Sri/Smt/Kum.(As mentioned in Annexure to this order),** a contested candidate of **Ward No.(As mentioned in Annexure to this order)** of Bheemunipatnam Municipality had contested the third ordinary elections held in 2005 to Bheemunipatnam Municipality and failed to lodge the account of his/her election expenses as required by law;

NOW THEREFORE, in pursuance of Section 15-B of APM Act, 1965 and also the powers conferred under Article 243 V of Constitution of India, the State Election Commission hereby, declares **Sri/Smt/Kum. (As mentioned in Annexure to this order),** a contested candidate of **Ward No.(As mentioned in Annexure to this order)** of Bheemunipatnam Municipality to be ineligible for a period of 3 years from the date of issue of this order to contest any election to be held for any office under the provisions of APM Act, 1965.

ANNEXURE

Sl. No.	Name of the contested (defeated) candidate of Bheemunipatnam Municipality against whom disqualification order issued Sarva Sri/Smt/Kum.	Ward No.
1	Nadimpalli Venkata Chalapathi Raju	1
2	Vullankala Jaya Krishna	3
3	Koppada Srinu	14
4	Dasari Mahalaxmi	17
5	Lakshmibai Kusuma	17
6	Ganga Poojari Rambabu	23

Secunderabad,
05-02-2011.

Dr. G.M. RAMESH KUMAR,
Secretary.

——x——

Printed and Published by the Commissioner of Printing, Government of Andhra Pradesh at Government Central Press, Hyderabad.